



THE VILLAGE OF
NAKUSP

**VILLAGE OF NAKUSP
MINUTES
PUBLIC HEARING
VIRTUAL
Monday, November 23rd, 2020**

Present were:

Mayor Tom Zeleznik

**Councillor Aidan McLaren-Caux
Ken Miller
Joseph Hughes
Susan DeSandoli**

**Staff Cheryl A. Martens, CAO
Mark Tennant, Director of Finance/Deputy CAO
Terry Warren, Fire Chief
Bob Gresiuik, Public Works Foreman
Richard Cann, Arena Parks Foreman
Noel Ballard, Hot Springs Supervisor
Codie Jones, Administrative Clerk**

**Gallery Public - 13
Press - 2**

1. CALL TO ORDER

Mayor Zeleznik called the meeting together at 6:31 PM.

- a) The purpose of this Hearing is to consider two (2) applications as listed below.
- b) All persons who believe that their interest in property is affected by the proposed bylaw shall be given an opportunity to be heard or to present written submissions respecting matters pertaining to the bylaw that is the subject of this hearing.
- c) All information, correspondence or reports that have been received regarding this application have been made available to the public. This information is available for inspection during the course of this hearing and is located on the staff table.

- d) Council debate on the proposed application is scheduled to take place during the Regular Council meeting after the conclusion of this Hearing. It should be noted however, that a final decision regarding the application may not be reached at this regular Council meeting.
- e) It must be emphasized that Council will not receive any representation regarding the application, from members of the public after the conclusion of this hearing.

2. PUBLIC HEARING MATTERS

Mayor Zeleznik declared a conflict of interest 6:35 PM. Councillor McLaren-Caux Chaired the Public Hearing.

A. **BYLAW 614-28, 2020, REZONING 88 NELSON AVENUE SOUTH**

Purpose of the Amendment:

To rezone legal lots 11, 12, 13, 14 and 15, Block 50, District Lot 397 Kootenay District Plan 494 (PID 016-251-393), civic address 88 Nelson Avenue South from Lakeshore Development (LD-1) to Core Commercial (C-1).

- i) Copies of bylaw, information and correspondence received.
- ii) Speakers.
- iii) Questions from Council.

Councillor McLaren-Caux invited anyone in the public gallery who deemed themselves affected to come forward.

- *There was no response.*

For a second (2nd) time Councillor McLaren-Caux invited anyone in the public gallery who deemed themselves affected to come forward.

- *There was no response.*

For a third (3rd) time Councillor McLaren-Caux invited anyone in the public gallery who deemed themselves affected to come forward.

- *There was no response.*

Mayor Zeleznik returned to chair the meeting at 6:40 PM.

B. BYLAW 614-29, 2020, SITE SPECIFIC AMENDMENT - CANNABIS – 201 BROADWAY STREET

Purpose of the Amendment:

To add a site specific amendment to legal Lot 9, Block 7, District Lot 397, Plan NEP 494 (PID 014-025-981), civic address 201 Broadway Street to allow for Cannabis Retail Sales Facility.

- i) Copies of bylaw, information and correspondence received.
- ii) Speakers.
- iii) Questions from Council.

Mayor Zeleznik invited anyone in the public gallery who deemed themselves affected to come forward.

- *Colin Hanet, Mt. Odin Cannabis: Opposed, creating competition of his newly opened Cannabis store.*

For a second (2nd) time Mayor Zeleznik invited anyone in the public gallery who deemed themselves affected to come forward.

- *Jane Merkley, Neighbouring property owner: Opposed, residential neighbours around, no need for three (3) Cannabis Retail facilities in the community.*

For a third (3rd) time Mayor Zeleznik invited anyone in the public gallery who deemed themselves affected to come forward.

- *Simon Wallace, Canyon Court Motel: Opposed, residential neighbours around purposed location.*

Mayor Zeleznik asked CAO, Cheryl Martens if any correspondence was submitted.

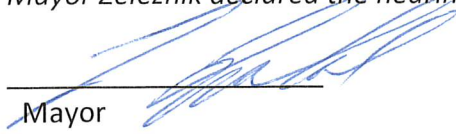
- *There was one (1) letter submission, and four (4) submissions regarding bylaw 614-26, 2020 Text Amendment to Bylaw 614-22, 2018, Cannabis Amendment, removing sub-clause 4.17 (a) Only one Cannabis Retail Sales Facility, at a time, will be permitted within the limits of Nakusp.*

Mayor Zeleznik asked Council if they had any questions.

- *Councillor Hughes – To confirm that Jane was voicing opposition*
- *Councillor Miller – Informing gallery the purpose of the public hearing is to hear from the public as well as to not shrug-off the ideas or concerns of the public either.*

3. **CLOSE PUBLIC HEARING**

Mayor Zeleznik declared the hearing to be terminated at 7:02 PM.

Mayor 

CAO 